

CITY COUNCIL
CITY AND COUNTY OF HONOLULU
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COUNCIL CHAIR
COUNCIL DISTRICT 2
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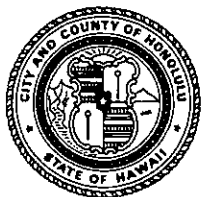
TO: COUNCIL MEMBERS
FROM: ERNEST Y. MARTIN, COUNCIL CHAIR
SUBJECT: FILING MINUTES OF DISSOLVED STANDING COMMITTEES

With the appointment of standing committees effective January 2, 2015 via Council Communication No. 285 (2014), please be advised that the minutes of the following dissolved standing committees will be placed on file as public record with the Office of the City Clerk:

October 14, 2014 – Committee on Public Safety & Economic Development
November 18, 2014 – Committee on Parks & Customer Services
November 19, 2014 – Committee on Public Works & Sustainability
November 20, 2014 – Committee on Intergovernmental Affairs & Human Services

Thank you for your cooperation.

Attachments
EYM:gk



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077

COMMITTEE ON PUBLIC SAFETY AND ECONOMIC DEVELOPMENT

Voting Members:

Carol Fukunaga, Chair
Kymberly Marcos Pine, Vice Chair
Ikaika Anderson
Stanley Chang
Breene Harimoto

MINUTES

REGULAR MEETING
TUESDAY, OCTOBER 14, 2014

COUNCIL COMMITTEE MEETING ROOM
2ND FLOOR, HONOLULU HALE
HONOLULU, HAWAII 96813

Note: A copy of the video of the full proceedings of this meeting may be requested by calling the City Clerk's Office at 768-5822.

CALL TO ORDER

The regular meeting of the Committee on Public Safety and Economic Development was called to order by Committee Chair Carol Fukunaga at 9:03 a.m. Voting Members Anderson, Harimoto and Pine were present at the meeting. Nonvoting Member, Councilmember Kobayashi (temporary voting member for quorum) also attended the meeting. Voting Member Chang was excused from the meeting.

STAFF PRESENT

Kess O'Halloran, Legislative Aide to Committee Chair Fukunaga
Lori Hiraoka, Attorney, Office of Council Services
Andrew Sekine, Analyst, Office of Council Services
Duane Pang, Deputy Corporation Counsel, Department of the Corporation Counsel,
assigned to the Committee
Gail Murayama, Council Committee Aide, Office of the City Clerk

ORDER OF BUSINESS

APPROVAL OF MINUTES

The minutes of the Committee on Public Safety and Economic Development meeting of August 26, 2014 were approved as circulated.

AYES: HARIMOTO, PINE, FUKUNAGA – 3.
NOES: None.
EXCUSED: ANDERSON, CHANG – 2.

FOR ACCEPTANCE OF GIFT/DONATION TO THE CITY

1. RESOLUTION 14-223 – COMMITTEE REPORT 289

GIFT TO THE CITY FROM THE DEPUTIES. Approving the acceptance of a gift of awards, pins, equipment, travel expenses, and scholarships valued at \$10,000 from The Deputies to be used for the Law Enforcement Police Explorer Program (LEEP).

Administration/Others

Major Raymond Ancheta, Honolulu Police Department (HPD)

There was no public testimony.

Major Ancheta testified that the gift would allow the HPD to continue providing equipment, travel and necessities to perpetuate the LEEP program on Oahu.

Resolution 14-223 reported out for adoption.

AYES: HARIMOTO, PINE, FUKUNAGA – 3.

NOES: None.

EXCUSED: ANDERSON, PINE – 2.

Related communication:

D-702 Honolulu Police Department, transmitting Resolution 14-223.

2. RESOLUTION 14-245 – COMMITTEE REPORT 290

GIFT TO THE CITY FROM MR. ROBERT FRAMARIN. Approving the acceptance of a gift of exercise equipment valued at approximately \$12,000 from Mr. Robert Framarin for use at the Sunset Beach Fire Station.

Administration/Others

Battalion Chief Paul Kato, Honolulu Fire Department

There was no public testimony.

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Battalion Chief Kato requested Council's approval to accept the gift of the top-of-the-line exercise equipment that would benefit firefighters at both the Sunset Beach and Waiau Fire Stations.

Resolution 14-245 reported out for adoption.

AYES: HARIMOTO, PINE, FUKUNAGA – 3.
NOES: None.
EXCUSED: ANDERSON, CHANG – 2.

Related communication:

D-727 Honolulu Fire Department, transmitting Resolution 14-245.

FOR ACTION

3. BILL 52 (2014), CD1 – COMMITTEE REPORT 288

HOUSING CODE. Protecting residential property and uses from unsafe and unsanitary conditions that prevent or impair the safe use and quiet enjoyment of residential property.

The following amendment was circulated at the meeting:

PROPOSED CD2 TO BILL 52, (2014), CD1 (submitted by Councilmember Fukunaga) – The CD2 (OCS/101314/03:55/CT) amends the Bill as follows:

- a. Replaces references to the "land use ordinance" with the defined term "Chapter 21."
- b. Adds a definition of "building official."
- c. Deletes the definition of "health officer."
- d. Clarifies the definition of "person."
- e. Lists the definitions of "private nuisance" and "property" in alphabetical order.

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- f. In the definition of "public nuisance", revises paragraph (15) to read as follows:
 - (15) One or more junked vehicles, defined as an inoperable vehicle that is at least three years old and subject to extensive damages, including but not limited to: a broken or missing window, broken or missing wheels or tires, or broken or missing motor or transmission; and
- g. Deletes the word "shall" in the definition of "public nuisance" and adjusts the use of "shall" throughout the bill to conform to drafting conventions.
- h. Adjusts use of the terms "building," "structure" and "property" for clarity and consistency purposes.
- i. Uses the defined term "responsible person or persons" consistently throughout the bill.
- j. Refers to publication in accordance with HRS Section 1-28.5 and replaces the language "newspaper printed and published in the city" with "newspaper of general circulation in the city."
- k. Instead of adding a new "Judicial enforcement" Section 27-10.6, adds a new "Judicial Enforcement" subsection 27-10.5(d).
- l. Makes other technical and non-substantive changes for purposes of form, style and clarity.

Administration/Others

George Atta, Director, Department of Planning and Permitting (DPP)

There was no public testimony.

Committee Chair Fukunaga provided a brief background of the Bill that would protect residential property and uses from unsafe and unsanitary conditions by the least invasive means possible. The Committee Chair alerted Committee members to the hand-carried CD2 which amends several definitions and references.

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Director Atta noted that the Department had not yet reviewed the proposed CD2 but noted that the CD1 version addressed most of the major concerns of the Department. He requested that the Council consider additional amendments to definitions as suggested in the Department's forthcoming written testimony. The Director also noted that, because of differing standards and definitions, having the State Department of Health determine when a situation becomes detrimental to the public's health and welfare may complicate the DPP's ability to enforce provisions of the Bill.

Committee Chair Fukunaga stated that the Committee would review the DPP's recommended changes when it is received. She noted that the goal of the Bill was to provide the DPP with the ability to remove public health and safety hazards without the onerous remedy of foreclosure.

Committee Chair Fukunaga recommended that Bill 52, CD1 be amended to the hand-carried CD2 with additional changes to clarify definitions and references.

Bill 52 (2014), CD1 amended to CD2 and reported out for passage on third reading.

AYES: ANDERSON, HARIMOTO, PINE, FUKUNAGA – 4.
NOES: None.
EXCUSED: CHANG – 1.

CD2 to Bill 52 (2014), CD1 (submitted by Councilmember Fukunaga) – The CD2 makes the following amendments:

- a. Replaces references to the "land use ordinance" with the defined term "Chapter 21."
- b. Adds a definition of "building official."
- c. Deletes the definition of "health officer."
- d. Clarifies the definition of "person."
- e. Lists the definitions of "private nuisance" and "property" in alphabetical order.

Committee on Public Safety and
Economic Development Minutes
Tuesday, October 14, 2014

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- g. Deletes the word "shall" in the definition of "public nuisance" and adjusts the use of "shall" throughout the bill to conform to drafting conventions.
- h. Adjusts use of the terms "building," "structure" and "property" for clarity and consistency purposes.
- i. Uses the defined term "responsible person or persons" consistently throughout the bill.
- j. Refers to publication in accordance with HRS Section 1-28.5 and replaces the language "newspaper printed and published in the city" with "newspaper of general circulation in the city."
- k. Instead of adding a new "Judicial enforcement" Section 27-10.6, adds a new "Judicial Enforcement" subsection 27-10.5(d).
- l. Makes other technical and non-substantive changes for purposes of form, style and clarity.

Related communication:

D-739 Department of Planning and Permitting, comments on Bill 52, CD1.

SUNSHINE ITEM

At this juncture, Committee Chair Fukunaga requested that, pursuant to Hawaii Revised Statutes Chapter 92, the Sunshine Law, Resolution 14-250, which was posted on the addendum agenda, be placed on the Committee's agenda for action. With no objections from the four members present, Resolution 14-250 was added to the agenda.

RESOLUTION 14-250 – COMMITTEE REPORT 291

AUTHORIZING THE USE OF OVERT VIDEO MONITORING FOR THE 2014 HONOLULU MARATHON. Authorizing the Department of Emergency Management and its designees to use overt video monitoring at various locations in the City to achieve the legitimate law enforcement objective and legitimate public purpose of ensuring the safety of marathon participants and attendees, and the general public, and the security of event expo venues in preparation for, during, and after the 2014 Honolulu Marathon.

The following amendment was circulated at the meeting:

PROPOSED CD1 TO RESOLUTION 14-250 (submitted by Councilmember Fukunaga) – The CD1 (OCS/101014/03:45/TG) makes the following amendments:

- a. Deletes the second to the last WHEREAS clause that enables the use of certain overt video monitoring cameras to be repurposed by the Department of Transportation Services for traffic monitoring and Department of Information Technology for monitoring entry points and equipment in and around public buildings or facilities;
- b. Adds a new BE IT RESOLVED clause for the Department of Emergency Management to report back to the Council no later than January 13, 2015, on the overt video monitoring activities of the Honolulu Marathon, including details of any implementation plans and/or use of the additional video cameras, proposals to dispose or refurbish cameras that may be removed, and disposition of the data collected; and
- c. Makes technical and nonsubstantive changes.

Administration/Others

Peter Hirai, Deputy Director, Department of Emergency Management (DEM)

There was no public testimony.

Committee Chair Fukunaga alerted Committee members to the hand-carried CD1 which amends the Resolution to be consistent with Resolution 13-260, CD1 adopted for the 2013 Honolulu Marathon.

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Tuesday, October 14, 2014

Deputy Director Hirai testified in support of the proposed changes to the Resolution. He noted that the City would, once again, be installing cameras for the Marathon and removing them after the conclusion of the race.

In response to Committee Chair Fukunaga's question regarding the effectiveness of the monitoring at the 2013 Marathon, Deputy Director Hirai stated that the cameras were helpful in monitoring the finish line and key intersections which do not have permanent traffic cameras.

Resolution 14-250 amended to CD1 (OCS/101014/03:45/TG) and reported out for scheduling of a public hearing and adoption thereafter.

AYES: ANDERSON, HARIMOTO, PINE, FUKUNAGA – 4.

NOES: None.

EXCUSED: CHANG – 1.

Related communication:

D-736 Department of Emergency Management, transmitting
Resolution 14-250.

Committee Chair Fukunaga returned to the order of the agenda.

INFORMATIONAL BRIEFING

4. BRIEFING BY THE HONOLULU POLICE DEPARTMENT

- a. UPDATE ON THE DEPARTMENT'S POLICY, PROCEDURES AND TRAINING REGARDING DOMESTIC VIOLENCE CASES, INCLUDING THOSE INVOLVING HPD EMPLOYEES.
- b. UPDATE ON THE RECOMMENDATIONS RECEIVED DURING THE HOUSE-SENATE LEGISLATIVE BRIEFING ON SEPTEMBER 30, 2014.

Administration/Others

Police Chief Louis Kealoha, Honolulu Police Department (HPD)
Major Lester Hite, Commander, Criminal Investigation Division (CID), HPD
Major Clyde Ho, Commander, Professional Standards Office, HPD
Lieutenant Brian Look, Child Abuse and Domestic Violence Detail, CID,
HPD

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There was no public testimony.

Committee Chair Fukunaga stated that the purpose of the briefing was to provide an overview of the HPD's policies in light of recent incidents.

Major Hite provided the following overview of the Department's domestic abuse policies as detailed in Communication D-741:

- Following the receipt of a 911 emergency call, dispatchers in the Communications Division try to obtain certain specific information detailed in the Department's Abuse of Family or Household Member Policy.
- All incidents require written reports.
- Unsubstantiated cases are closed as a matter of record, with the exception of cases involving minors, which are kept open pending investigation by the CID.
- Officers responding to an abuse call must always make reasonable efforts to obtain victim and witness statements. If no statement is taken, the officer should note in his or her report the reasons why no statement was obtained.
- Arrests are made if certain specific criteria are met.
- In order for the HPD to make an arrest, a complaining witness is required. While the Department realizes that other witnesses may be present, prosecution of the abuse would not occur without a complaining witness.
- Third party witness accounts are oftentimes in conflict with one another.

Lieutenant Look provided the following overview of the HPD's domestic abuse training:

- The Department's annual recall training provides updates to policies whenever laws change or new laws are passed.
- Training policies must also be updated as new technology evolves.
- The Department is looking at increasing both its classroom and annual recall training hours.

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- Training emphasizes the importance of victim statements because, in over 95% of the cases, the complaining witness will recant.
- The HPD is making concerted efforts to get domestic violence advocates involved in its training and possibly available to accompany officers in certain domestic abuse calls.
- The HPD partners with the different branches of the military to address domestic violence within the military.

In response to Committee members' questions, the representatives of the HPD provided the following additional information:

- While video camera records are helpful, they must be used on context with all other evidence.
- Victims of domestic abuse are oftentimes not receptive to police intervention and/or intervention by domestic violence advocates. This fact has proved problematic for police departments nationwide.
- The HPD has had preliminary meetings with domestic violence advocates in order to find ways to improve its policies and training.
- Each recruit must currently complete four hours of classroom training, and one hour of annual recall training relating to domestic violence enforcement and response issues.
- Officers generally look for a primary aggressor in a domestic violence incident. Incidents involving two individuals where a primary aggressor cannot be identified might instead be classified as an assault.
- In response to the September House-Senate legislative briefing, the HPD is revamping its training to include such issues as law enforcement as the offender, changing police culture regarding employee reporting, and emphasizing leadership with courage.
- If the Communications Division suspects that departmental personnel is involved in any domestic abuse call, the Division is required to submit a report to the Professional Standards Office (Internal Affairs). A responding officer is also required to submit his or her own report, with a supervisor's follow-up, in any case involving an HPD employee. The Professional

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Standards Office will investigate any case in which only one report is received.

- The Department is required to annually report disciplinary actions taken against HPD personnel to the State Legislature.
- The Department is willing to look into how much information can be made available to the public regarding disciplinary actions taken against Departmental personnel.

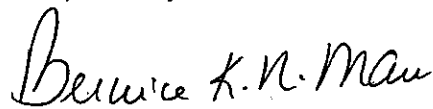
Related communications:

- D-740 Honolulu Police Department Policy Numbers 3.12 (Employee Early Recognition System), 3.26 (Employees Involved in Domestic Violence), and 5.11 (Victim Assistance and Resource Aid).
- D-741 Honolulu Police Department Policy Number 4.18 (Abuse of Family or Household Members).
- D-742 Honolulu Police Department Criminal Investigation Division, Child and Family Violence Detail.

ADJOURNMENT

There being no further business, the meeting was adjourned at 10:30 a.m.

Respectfully submitted,



BERNICE K. N. MAU
City Clerk

gym

DATE APPROVED



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077

COMMITTEE ON PARKS AND CUSTOMER SERVICES

Voting Members:

Brandon J.C. Elefante, Chair
Ron Menor, Vice-Chair
Stanley Chang
Carol Fukunaga
Joey Manahan

MINUTES

REGULAR MEETING
TUESDAY, NOVEMBER 18, 2014
COUNCIL COMMITTEE MEETING ROOM
2ND FLOOR, HONOLULU HALE
HONOLULU, HAWAII 96813

Note: A copy of the video of the full proceedings of this meeting may be requested by calling the City Clerk's Office at 768-5822.

CALL TO ORDER

The regular meeting of the Committee on Parks and Customer Services was called to order by Committee Chair Brandon J. C. Elefante at 10:37 a.m. Voting Members Chang, Fukunaga and Menor were present at the meeting. Voting Member Manahan was excused from the meeting. Nonvoting Member, Council Chair Martin also attended the meeting.

STAFF PRESENT

Dennis Arakaki, Community Liaison for Committee Chair Manahan
Lisa-Ann Kimura, Attorney, Office of Council Services
Dean Minakami, Analyst, Office of Council Services
Dawn Spurlin, Deputy, Department of the Corporation Counsel, assigned to the Committee
Joanne Tachibana, Council Committee Aide, Office of the City Clerk

ORDER OF BUSINESS

APPROVAL OF MINUTES

The minutes of the Committee on Parks and Customer Services meeting on July 22, 2014 were approved as circulated.

AYES: CHANG, MENOR, ELEFANTE – 3.
NOES: None.
EXCUSED: FUKUNAGA, MANAHAN – 2.

Committee on Parks and Customer Services Minutes
Tuesday, November 18, 2014

FOR ACTION

1. RESOLUTION 14-252 – COMMITTEE REPORT 315

APPOINTING TONI P. ROBINSON TO THE BOARD OF PARKS AND RECREATION. Relating to the appointment of Toni P. Robinson to serve on the Board of Parks and Recreation of the City and County of Honolulu.

The following amendment was circulated at the meeting:

PROPOSED CDI TO RESOLUTION 14-252 - (Submitted by Councilmember Elefante) — The CD1 (OCS/111714/03:20/CT) makes the following amendments:

- A. Corrects the date upon which Mr. Donald Takaki's term expired from December 31, 2013 to December 31, 2012.
- B. Other technical non-substantive changes.

Administration/Others

Michele K. Nekota, Director, Department of Parks and Recreation
Toni P. Robinson, appointee

There was no public testimony.

Ms. Robinson shared her background and expressed her willingness to serve on the Board of Parks and Recreation (BPR).

Director Nekota expressed her support for Ms. Robinson's appointment.

In response to Committee Chair Elefante's query, Director Nekota stated that the BPR meets once a month, an agenda is posted one week before the scheduled meeting in accordance with the Sunshine law and the minutes are available to the public.

The Director named the members of the BPR in response to Council Chair Martin's inquiry.

Committee on Parks and Customer Services Minutes
Tuesday, November 18, 2014

Resolution 14-252 amended to CD1 (OCS/111714/03:20/CT) and reported out for adoption.

AYES: CHANG, FUKUNAGA, MENOR, ELEFANTE – 4.

NOES: None.

EXCUSED: MANAHAN – 1.

Related communication:

MM-100 Mayor's Office of Culture and the Arts, transmitting Resolution 14-252.

2. RESOLUTION 14-254 – COMMITTEE REPORT 316

RENAMING EWA BEACH PARK TO PUULOA BEACH PARK.

Administration/Others

Michele K. Nekota, Director, Department of Parks and Recreation (DPR)

There was no public testimony.

Committee Member Menor, co-introducer of the Resolution, stated that the residents of the area supported the proposal and the Ewa Neighborhood Board voted to approve the renaming of Ewa Beach Park.

Director Nekota testified in support of the Resolution.

Council Chair Martin asked the DPR Director how long it would take to get new signage. The Director responded that new signage could be placed at the park within 30 days following the adoption of the Resolution.

In response to Committee Chair Elefante, Director Nekota stated that it would cost between \$50 and \$100 to produce the new sign.

Resolution 14-254 reported out for adoption.

AYES: CHANG, FUKUNAGA, MENOR, ELEFANTE – 4.

NOES: None.


EXCUSED: MANAHAN – 1.

Committee on Parks and Customer Services Minutes
Tuesday, November 18, 2014

ADJOURNMENT

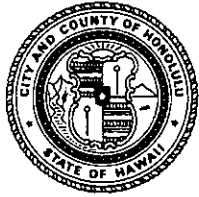
There being no further business, the meeting was adjourned at 10:58 a.m.

Respectfully submitted,


BERNICE K. N. MAU
City Clerk

Jft

DATE APPROVED



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077

COMMITTEE ON PUBLIC WORKS AND SUSTAINABILITY

Voting Members:

Stanley Chang, Chair
Ann H. Kobayashi, Vice Chair
Joey Manahan
Ron Menor
Kimberly Marcos Pine

MINUTES

REGULAR MEETING
WEDNESDAY, NOVEMBER 19, 2014

COUNCIL COMMITTEE MEETING ROOM
2ND FLOOR, HONOLULU HALE
HONOLULU, HAWAII 96813

Note: A copy of the video of the full proceedings of this meeting may be requested by calling the City Clerk's Office at 768-5822.

CALL TO ORDER

The regular meeting of the Committee on Public Works and Sustainability was called to order by Committee Chair Stanley Chang at 1:06 p.m. Voting Members Kobayashi and Pine were present at the meeting. Voting Members Manahan and Menor were excused from the meeting. Nonvoting Member, Councilmember Elefante also attended the meeting.

STAFF PRESENT

Lyndsey Garcia, Senior Advisor to Committee Chair Chang
Doug Chun, Analyst, Office of Council Services
Lloyd Yoshioka, Attorney, Office of Council Services
Dana Viola, Deputy, Department of the Corporation Counsel, assigned to the Committee
Gail Uehara, Council Committee Aide, Office of the City Clerk

ORDER OF BUSINESS

APPROVAL OF MINUTES

The minutes of the October 15, 2014 meeting of the Committee on Public Works and Sustainability were approved as circulated.

AYES: KOBAYASHI, PINE, CHANG – 3.

NOES: None.

EXCUSED: MANAHAN, MENOR – 2.

FOR ACTION

1. COMMUNICATIONS D-764 and D-772 – COMMITTEE REPORT 331

ULUOHIA SUBDIVISION, PHASE 2. From the Department of Design and Construction, requesting consideration of Deed conveying roadway Lot 13433; Grants of Sewer Easements 7119 (por.) and 7120; and Grant of Sidewalk Easement 7114 for public use in Ewa.

Administration/Others

Thomas Miyata, Land Division Chief, Department of Design and Construction

There was no public testimony.

Division Chief Miyata stated that the improvements have been constructed and certified as meeting City requirements at no cost to the City and recommended approval of the documents transmitted by Communication D-764. He also explained that Communication D-772 corrects the transposed easement number in the original Communication D-764 from Easement 7210 to Easement 7120.

In response to Committee Member Pine's question on the road dedication delay, the Division Chief briefly explained the dedication process.

Dedication document conveying easements for public use in Ewa, as detailed in Communication D-764, and corrected by Communication D-772, reported out for Council approval.

AYES: KOBAYASHI, PINE, CHANG – 3.

NOES: None.

EXCUSED: MANAHAN, MENOR – 2.

2. RESOLUTION 14-273 – COMMITTEE REPORT 330

HAWAII ADMINISTRATIVE RULES TITLE 11, CHAPTER 62 RELATING TO WASTEWATER SYSTEMS (CESSPOOLS). Urging the Hawaii State Department of Health to consider the input of all county Wastewater Advisory Committees before proceeding on proposed changes to Hawaii Administrative Rules Title 11, Chapter 62 relating to Wastewater Systems.

Administration/Others

Lori Kahikina, Director, Department of Environmental Services
Sina Pruder, Chief, Wastewater Branch, State Department of Health
(DOH)

Mark Tomomitsu, Planning and Design Section Supervisor, Wastewater Branch, DOH

Director Kahikina stated that the proposed rule changes affect the other counties more than the City and County of Honolulu.

The DOH representatives testified in opposition to the Resolution. Chief Pruder stated that none of the county Administrations that they had consulted with during the 45-day public comment period mentioned a need to establish a Wastewater Advisory Committee to review the proposed rule changes. She noted that the DOH incorporated the various county Administration's comments into a revised version of the rules and also gave a brief history on the proposed rule changes.

In response to the Committee's question, the DOH representative stated that they offer low interest loans to homeowners to offset the high cost of converting cesspools.

The following individuals testified in support:

1. Cindy McMillan, The Pacific Resource Partnership
2. David Arakawa, Land Use Research Foundation of Hawaii

Committee Chair Chang stated that additional time to consult with stakeholders and the county Wastewater Advisory Committees would be beneficial to accommodate the needs of all parties affected by this measure.

Committee on Public Works and Sustainability Minutes
Wednesday, November 19, 2014

Committee Member Pine commented that this measure would allow more time for her constituents to share their concerns.

Resolution 14-273 reported out for adoption.

AYES: KOBAYASHI, PINE, CHANG – 3.

NOES: None.

EXCUSED: MANAHAN, MENOR – 2.

Related communications:

M-2659 Cindy McMillan, The Pacific Resource Partnership (support)

M-2660 Tyler Dos Santos-Tam, Executive Director, Hawaii Construction Alliance (support)

M-2661 Kimberly Ribellia, Government Liaison, Hawaii Operating Engineers Industry Stabilization Fund (support)

3. BILL 61 (2014) – COMMITTEE REPORT 329

RELATING TO MAINTENANCE OF PRIVATE STREETS AND ROADS.
Permitting the City to maintain certain private streets and roads.

Administration/Others

Ross S. Sasamura, Director and Chief Engineer, Department of Facility Maintenance

There was no public testimony.

Director Sasamura testified in opposition to the Bill as detailed in Communication D-799. He stated concerns with funding limitations and the lack of public benefit for repaving roads served by less than six parcels.

A discussion ensued regarding the difference between real property tax needs and road maintenance needs.

Committee on Public Works and Sustainability Minutes
Wednesday, November 19, 2014

Committee Member Pine announced that she filed a Disclosure of Interest Statement for the Bill out of the abundance of caution, noting that the legislation could impact streets within the community where she resides. (Communication CC-250).

Committee Chair Chang explained that he does not think the Bill is necessary because in his interpretation of the existing ordinance, the word parcel includes condominium units and as such, the City would already have the authority to repave a private road. However, in an effort to express more clarity, he recommended reporting the Bill out for passage on third reading. The Committee Chair also commented on the level of resources for funding road maintenance.

Committee Member Kobayashi commented on the problematic road repairs in her district because of unknown road ownership.

Bill 61 (2014) reported out for passage on third reading.

AYES: *KOBAYASH, PINE, CHANG – 3.

NOES: None.

EXCUSED: MANAHAN, MENOR – 2.

Committee Member Kobayashi voted aye with reservations.

Related communications:

CC-250 Councilmember Pine, filing a Disclosure of Interest Statement.

D-799 Ross S. Sasamura, Director and Chief Engineer, Department of Facility Maintenance (oppose)

M-2658 Ivan M. Lui-Kwan, Starn O'Toole Marcus & Fisher, A Law Corporation (support)

Committee on Public Works and Sustainability Minutes
Wednesday, November 19, 2014

At this juncture, the Committee Chair called for a recess and reconvened the meeting at 1:58 p.m.

FOR DISCUSSION

Although Item 4 was cancelled prior to the meeting, representatives from the Board of Water Supply and the United States Navy were present to give reports.

4. UPDATE ON THE UNITED STATES NAVY'S RED HILL UNDERGROUND FUEL STORAGE FACILITY.

Administration/Others

Erwin Kawata, Program Administrator, Water Quality Division, Board of Water Supply (BWS)

Aaron Poentis, Director, Environmental Program, United States Navy Region Hawaii (U.S. Navy)

There was no public testimony.

Mr. Poentis stated that the U.S. Navy continues to work collaboratively with all the stakeholders, including the Red Hill Task Force. He also provided the following:

- There was no indication of free fuel product from the test holes drilled into Tank 5 and that the U.S. Navy's fuel tank investigation continues.
- The U.S. Navy is working with a task force subcommittee on a consolidated report draft for its next meeting.
- The U.S. Navy has received a counter proposal on the Administrative Order of Consent from the regulatory agencies and plans to have a face-to-face negotiation with them in early December.

Program Administrator Kawata stated that the United States Environmental Protection Agency has proposed changes to the current federal underground storage tank rules that would regulate field constructed underground storage tanks that are currently deferred from the regulations, such as the Red Hill facility. He noted that available on the BWS website is a copy of the adopted Resolution No. 848, 2014 in support of the rule change that was submitted to the United States President Barrack Obama.

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Committee Chair Chang and Councilmember Elefante expressed their appreciation for the update.

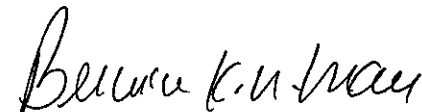
Committee Chair Chang made some closing remarks noting that this would be his last committee meeting as the Chair. He thanked the Committee's staff for ensuring that all of his meetings ran smoothly.

Committee Member Kobayashi and Councilmember Elefante expressed their appreciation for the Committee Chair's work and leadership for the Committee.

ADJOURNMENT

There being no further business, the meeting was adjourned at 2:08 p.m.

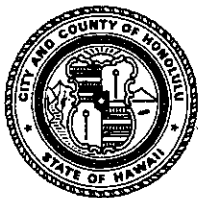
Respectfully submitted,



BERNICE K. N. MAU
City Clerk

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DATE APPROVED



CITY COUNCIL

CITY AND COUNTY OF HONOLULU
HONOLULU, HAWAII 96813-3077

COMMITTEE ON INTERGOVERNMENTAL AFFAIRS AND HUMAN SERVICES

Voting Members:

Kymberly Marcos Pine, Chair
Brandon J.C. Elefante, Vice Chair
Carol Fukunaga
Ann H. Kobayashi
Joey Manahan

MINUTES

REGULAR MEETING
THURSDAY, NOVEMBER 20, 2014

COUNCIL COMMITTEE MEETING ROOM
2ND FLOOR, HONOLULU HALE
HONOLULU, HAWAII 96813

Note: A copy of the video of the full proceedings of this meeting may be requested by calling the City Clerk's Office at 768-5822.

CALL TO ORDER

The regular meeting of the Committee on Intergovernmental Affairs and Human Services was called to order by Committee Chair Kymberly Marcos Pine at 2:33 p.m. Voting Members Elefante, Fukunaga and Kobayashi were present at the meeting. Voting Member Manahan was excused from the meeting. Nonvoting Member Councilmember Chang also attended the meeting.

STAFF PRESENT

Matt Caires, Policy Advisor to Committee Chair Pine
Warren Senda, Attorney, Office of Council Services
Denisse Gee, Analyst, Office of Council Services
Geoffrey Kam, Deputy, Department of the Corporation Counsel, assigned to the Committee
Laurie Tam, Council Committee Aide, Office of the City Clerk

ORDER OF BUSINESS

APPROVAL OF MINUTES

The minutes of the Committee on Intergovernmental Affairs and Human Services meetings on July 24, 2014 and October 13, 2014 were approved as circulated.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, PINE – 4.
NOES: None.
EXCUSED: MANAHAN – 1.

FOR ACTION

1. RESOLUTION 14-270 – COMMITTEE REPORT 349

ACCEPTANCE OF A GIFT. Accepting a gift to the City from Haikou City, China.

There was no public testimony.

Councilmember Chang stated that he was invited to attend the Haikou Sister City Mayor's Summit in Haikou City, China from November 25 – 27, 2014. The gift would cover hotel accommodations, meals and transportation. Some of the topics that would be covered include renewable energy, agricultural and tourism.

Resolution 14-270 reported out for adoption.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, PINE – 4.

NOES: None.

EXCUSED: MANAHAN – 1.

2. RESOLUTION 14-207 – COMMITTEE REPORT 341

INTERGOVERNMENTAL AGREEMENT WITH THE STATE DEPARTMENT OF TRANSPORTATION FOR A HIGHWAY SAFETY PROJECT REIMBURSEMENT GRANT PROMOTING PEDESTRIAN SAFETY IN THE CITY AND COUNTY OF HONOLULU. Authorizing the execution of an intergovernmental agreement between the Department of Transportation Services (DTS) of the City and County of Honolulu (City) and the State of Hawaii Department of Transportation (HDOT) for a Highway Safety Project Reimbursement Grant promoting pedestrian safety in the City and County of Honolulu.

Administration/Others:

Michael Formby, Director, Department of Transportation Services

There was no public testimony.

Director Formby testified in support of the Resolution. The grant would be used to educate the public on pedestrian safety by distributing promotional items and brochures to senior citizen groups and public elementary schools.

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Resolution 14-207 reported out for adoption.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, PINE – 4.
NOES: None.
EXCUSED: MANAHAN – 1.

Related communication:

D-673 Department of Transportation Services, transmitting Resolution 14-207.

3. RESOLUTION 14-208 – COMMITTEE REPORT 342

INTERGOVERNMENTAL AGREEMENT WITH THE STATE OF HAWAII DEPARTMENT OF TRANSPORTATION (HDOT) FOR A HIGHWAY SAFETY PROJECT REIMBURSEMENT GRANT PROMOTING BICYCLE SAFETY IN THE CITY AND COUNTY OF HONOLULU. Authorizing the execution of an intergovernmental agreement between the Department of Transportation Services (DTS) of the City and County of Honolulu (City) and the State of Hawaii Department of Transportation (HDOT) for a Highway Safety Project Reimbursement Grant promoting bicycle safety in the City and County of Honolulu.

Administration/Others:

Michael Formby, Director, Department Transportation Services

There was no public testimony.

Director Formby testified in support of the Resolution stating that the grant would be used to purchase and distribute safety items at various bicycle events.

Resolution 14-208 reported out for adoption.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, PINE – 4.
NOES: None.
EXCUSED: MANAHAN – 1.

Related communication:

D-674 Department of Transportation Services, transmitting Resolution 14-208.

4. RESOLUTION 14-209 – COMMITTEE REPORT 343

INTERGOVERNMENTAL AGREEMENT WITH THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND, STATE OF HAWAII. Authorizing the Mayor or the Mayor's designee to enter into an intergovernmental agreement with the Hawaii Employer-Union Health Benefits Trust Fund, State of Hawaii.

The following amendment was circulated at the meeting:

PROPOSED CD1 TO RESOLUTION 14-209 –The CD1 (OCS/111814/10:10/YL) makes the following amendments:

- A. Pursuant to the request of the BFS Director in D-784 (2014):
 - 1. Deletes the second and third WHEREAS paragraphs; and
 - 2. In place of the deleted paragraphs, adds five new WHEREAS paragraphs explaining the new reason for entering into the confidentiality Agreement.
- B. Amends the BE IT RESOLVED paragraph to add a proviso that any incidental or related agreements not incur additional obligations on the part of the City.
- C. Makes miscellaneous technical and nonsubstantive amendment.

Administration/Others:

Nelson Koyanagi, Jr., Director, Department of Budget and Fiscal Services

Director Koyanagi testified in support of the Resolution and the CD1 version.

Resolution 14-209, amended to CD1 (OCS/111814/10:10/YL) and reported out for adoption.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, PINE – 4.
NOES: None.
EXCUSED: MANAHAN – 1.

Related communications:

- D-676 Department of Budget and Fiscal Services, transmitting Resolution 14-205.
D-784 Department of Budget and Fiscal Services, transmitting a proposed CD1 to Resolution 14-209.

5. RESOLUTION 14-225 – COMMITTEE REPORT 334

MEMORANDUM OF AGREEMENT WITH THE STATE DEPARTMENT OF TRANSPORTATION. Authorizing the Director of the Department of Facility Maintenance of the City and County of Honolulu or the Director's designee to enter into a Memorandum of Agreement with the State Department of Transportation for reimbursement for participation in Hawaii Local Technical Assistance Program activities.

Administration/Others:

Ross Sasamura, Director, Department Facility Maintenance

There was no public testimony.

Director Sasamura testified in support of the Resolution stating that the funds would be used for various training programs to address the maintenance of local roadways and bridges.

Resolution 14-225 reported out for adoption.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, PINE – 4.
NOES: None.
EXCUSED: MANAHAN – 1.

Related communication:

- D-709 Department of Facility Maintenance, transmitting Resolution 14-225.

6. RESOLUTION 14-263 – COMMITTEE REPORT 345

INTERGOVERNMENTAL AGREEMENT WITH THE STATE DEPARTMENT OF HUMAN SERVICES, OFFICE OF YOUTH SERVICES, FOR PROJECT-BASED CULTURAL PROGRAMS. Authorizing the Director of Parks and Recreation or the Director's designee to enter into an intergovernmental agreement with the State of Hawaii Department of Human Services, Office of Youth Services, to acquire funding for project-based cultural programs and to accept and expend said funds.

Administration/Others:

Michele K. Nekota, Director, Department of Parks and Recreation

There was no public testimony.

Director Nekota testified in support of the Resolution.

Resolution 14-263 reported out for adoption.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, PINE – 4.
NOES: None.
EXCUSED: MANAHAN – 1.

Related communication:

D-769 Department of Parks and Recreation, transmitting Resolution 14-263.

7. RESOLUTION 14-264 – COMMITTEE REPORT 346

INTERGOVERNMENTAL AGREEMENT WITH THE STATE DEPARTMENT OF HUMAN SERVICES, OFFICE OF YOUTH SERVICES FOR COMMUNITY-BASED LIFE SKILLS DEVELOPMENT SERVICES. (COMMUNITY OF HONOLULU)
Authorizing the Director of Parks and Recreation or the Director's designee to enter into an intergovernmental agreement with the State of Hawaii Department of Human Services, Office of Youth Services, to acquire funding for community-based life skills development services and to accept and expend said funds.

Administration/Others:

Michele K. Nekota, Director, Department of Parks and Recreation

There was no public testimony.

Director Nekota testified in support of the Resolution which would provide funding for community-based life skills development services in the community of Honolulu.

Resolution 14-264 reported out for adoption.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, PINE – 4.
NOES: None.
EXCUSED: MANAHAN – 1.

Related communication:

D-770 Department of Parks and Recreation, transmitting Resolution 14-264.

8. RESOLUTION 14-265 – COMMITTEE REPORT 347

INTERGOVERNMENTAL AGREEMENT WITH THE STATE DEPARTMENT OF HUMAN SERVICES, OFFICE OF YOUTH SERVICES FOR COMMUNITY-BASED LIFE SKILLS DEVELOPMENT SERVICES. (COMMUNITY OF WAIANA) Authorizing the Director of Parks and Recreation or the Director's designee to enter into an intergovernmental agreement with the State of Hawaii Department of Human Services, Office of Youth Services, to acquire funding for community-based life skills development services and to accept and expend said funds.

Administration/Others:

Michele K. Nekota, Director, Department of Parks and Recreation

There was no public testimony.

Director Nekota testified in support of the Resolution which would provide funding for community-based life skills development services in the community of Waiana.

Resolution 14-265 reported out for adoption.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, PINE – 4.

NOES: None.

EXCUSED: MANAHAN – 1

Related communication:

D-771 Department of Parks and Recreation, transmitting Resolution 14-265.

9. RESOLUTION 14-267 – COMMITTEE REPORT 348

CONSTITUTIONAL AMENDMENT TO ALLOW THE COUNTIES TO ISSUE TAX INCREMENT BONDS. Urging the Hawaii State Legislature to support a constitutional amendment to allow the counties to issue tax increment bonds.

The following individual testified:

Cindy McMillan (support) (M-2715)

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Resolution 14-267 reported out for adoption.

AYES: ELEFANTE, FUKUNAGA, KOBAYASHI, PINE – 4.
NOES: None.
EXCUSED: MANAHAN – 1.

Related communication:

M-2715 Cindy McMillan, The Pacific Resource Partnership (support)

FOR DISCUSSION

10. UPDATE FROM CITY AND HAWAIIAN HUMANE SOCIETY ON ANIMAL CONTROL SERVICES

Administration/Others:

Sherilyn Kajiwaru, Director, Customer Services Department (CSD)
Randy Leong, Executive Assistant, CSD
Major Calvin Tong, District 7, Honolulu Police Department (HPD)
Pam Burns, President, Hawaiian Humane Society (HHS)
Gwen Okamoto, Hawaiian Humane Society, HHS

The following individuals testified:

1. Lynn Muramaru, Pacific Pet Alliance (request audit of services for the Hawaiian Humane Society) (M-2717)
2. Alicia Maluafiti, President, Poi Dogs and Popoki (need to provide funding to the HHS to support their services they have done in the past and remove HPD from their duty in assisting the Hawaiian Humane Society)
3. Christopher Feld (should consider a hotline for lost animals)
4. Kale Lyman, Executive Director, K9 Kokua (need help in getting stray dogs off the streets)

Committee Chair Pine stated that changes to the HHS Animal Control Services contract for Fiscal Year (FY) 2014 have caused confusion to the public because some of services were eliminated or shifted to the HPD. The services that are affected include the pickup of owned and stray dogs, law enforcement functions, barking dog complaints, cat ID and sterilization, dog bites, and investigation and enforcement of cruelty and neglect to animals and animal abandonment. It is still unclear as to what type of complaints the officers would respond to. The HHS is currently underwriting the costs to cover cruelty and neglect investigations and enforcement.

Pam Burns, President, Hawaiian Humane Society (HHS)

Ms. Burns provided the following overview of the function and services provided by the HHS and highlighted a comparison of the FY 2014 and 2015 Animal Care & Control Contract with previous contracts, outlined in Communication M-2718. She provided the following information:

- Fifty-Eight percent of households on Oahu own a pet.
- The City and County of Honolulu has outsourced the function of animal control services through a Request for Proposal awarded to the HHS.
- Although the HHS contract amount of \$2.3 million remained the same since 2009 the scope of work has changed because of increasing costs to operate and maintain the HHS. The HHS is tasked with responding to certain nuisance calls.
- A reduction in the field services, i.e.; responding to loose or dangerous dogs, or animals in distress, was a major change in the contract.
- In FY 2013 the HHA had 11,800 requests for services for barking dogs, loose dogs and cat problems. In 2014 that number was reduced to 3,226 calls from the public.
- The HHS provides care and sheltering to approximately 19,000 stray animals, 24 hours a day, and 365 days a year. Some of the services include admissions, evaluation, and record keeping of the return of lost animals.
- In FY 2013 the HHS sterilized over 8,000 cats, dogs, guinea pigs and rabbits.

Discussion between Committee members and HHS President Burns provided the following additional information:

- The HHS is the only open-admission shelter open every day of the year accepting all animals 24 hours a day, seven days a week.
- The HHS dispatch office must be open between 8 a.m. – 5 p.m. Calls coming in after hours would be handled depending on the type of situation.
- HHS field officers go through many hours of training locally, on the mainland and learn from experts brought in from the mainland on the safe capture and handling of aggressive dogs as well as investigation for cruelty and neglect cases.

Sherilyn Kajiwarra, Director, Customer Services Department (CSD)

Director Kajiwarra reported on the following items:

- The City could not provide additional funding requested by the HHS; therefore, because of rising costs the HHS reduced some of its services in its contract.
- Meetings were held with the HHS to discuss the primary purpose of the City's role and responsibility of animal control to keep people safe from dangerous dogs, animals in distress, loose aggressive dogs, etc.
- The change in the contract is causing confusion for the public on what services are provided by the HHS.
- HPD is not trained to capture and contain animals especially those in distress or are aggressive.

Discussion between Committee members and Director Kajiwarra provided the following additional information and comments:

- The CSD was informed by the HPD that the additional task with the HHS did not have a significant impact on their department.
- The CSD does not have the number of calls or costs the HPD has incurred with their added task of assisting the HHS.
- The HPD should not be handling the duties of the HHS.

Major Calvin Tong, HPD

Major Tong, liaison with the HHS, noted that he has never received any formal training in handling loose or aggressive animals in his 28 years with the HPD. He stated that the officers are basically trained to use whatever force necessary to handle situations with aggressive animals; in some cases using their electric stun guns or pepper spray. Major Tong added that it would be difficult to train roughly 2,000 officers to handle the animals correctly without causing injury to the animals or the officers.

Discussion between Committee members and Major Tong provided the following additional information and comments.

- No study was done by the HPD on whether the added calls relating to animal complaints have incurred additional costs to the Department.

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- The HPD would respond to criminal activities before animal nuisance calls.
- The HPD does not have appropriate vehicles to transport animals. The officers do not transport animals because of possible contamination to their vehicles, which are also used for transporting people.

Committee Chair Pine stated that the current HHS contract with reduced core is taking up valuable resources of the HPD, in addition to flooding the 911 system. It does not serve in the best interest of the public as the officers are not trained to handle aggressive animals. The Committee Chair emphasized that the City needs to look at what it would cost to return the HHS to a "one-stop shop" and make it less confusing for the public on who to contact for animal issues.

Related communications:

- | | |
|--------|--|
| M-2716 | Lynn Muramaru (concerns on cutting public safety services from the Hawaiian Humane Society) |
| M-2717 | Lynn Muramaru, President/Director, Pacific Pet Alliance (urge the City Council to consider an audit of the Hawaiian Humane Society services) |
| M-2718 | Hawaiian Humane Society, Animal Care & Control Contract, Scope of Work Comparison FY 2014 & FY 2015 contract and previous contracts |

ADJOURNMENT

There being no further business, the meeting was adjourned at 3:50 p.m.

Respectfully submitted,


BERNICE K.N. MAU
City Clerk

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DATE APPROVED
